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6 **UNITED STATES DISTRICT COURT**  
7 **DISTRICT OF NEVADA**  
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9 WILLIAM MISIEWICZ,

10 Plaintiff,

11 vs.

12 BOARD OF PAROLE  
13 COMMISSIONERS, et al.,

14 Defendants.

Case No. 2:13-cv-02036-APG-VCF

**ORDER**

15 Petitioner has submitted a notice of appeal. Petitioner is attempting to appeal to this court  
16 the Nevada Supreme Court's denial of his petition for a writ of mandamus. That petition, in turn,  
17 arose from the administrative closure of a civil action filed in the Eighth Judicial District Court of  
18 the State of Nevada.

19 This Court does not have appellate jurisdiction to consider petitioner's claims. "[A]ppellate  
20 jurisdiction to reverse or modify a state-court judgment is lodged, initially by § 25 of the Judiciary  
21 Act of 1789, 1 Stat. 85, and now by 28 U.S.C. § 1257, exclusively in [the Supreme Court of the  
22 United States]. Federal district courts . . . are empowered to exercise original, not appellate,  
23 jurisdiction." *Exxon Mobil Corp. v. Saudi Basic Industries Corp.*, 544 U.S. 280, 283 (2005).  
24 Having been unsuccessful with his petition for a writ of mandamus in state court, petitioner cannot  
25 ask this court to overturn that denial. *Id.* at 284 (citing *District of Columbia Court of Appeals v.*  
26 *Feldman*, 460 U.S. 462 (1983), *Rooker v. Fidelity Trust Co.*, 263 U.S. 413 (1923)).

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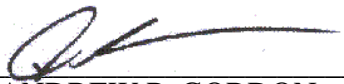
1       **IT IS THEREFORE ORDERED** that the clerk of the court shall file the notice of appeal.

2       **IT IS FURTHER ORDERED** that the motion to expedite the appeal (Dkt. #2) is **DENIED**.

3       **IT IS FURTHER ORDERED** that this action is **DISMISSED** for lack of jurisdiction. The  
4 clerk of the court shall enter judgment accordingly.

5       **IT IS FURTHER ORDERED** that a certificate of appealability, to the extent one is  
6 necessary, is **DENIED**.

7       DATED: 11th day of December, 2013

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12       ANDREW P. GORDON  
13       United States District Judge  
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